

HOUSE BILL No. 1023

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-12-74-8.

Synopsis: National Guard tuition supplement grant. Extends the eligibility period for the National Guard tuition supplement program for a member of the National Guard called to active duty outside Indiana after September 11, 2001. Provides that the extension is equal to the period of active duty.

Effective: Upon passage.

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January 4, 2005, read first time and referred to Committee on Public Policy and Veterans Affairs.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1023

A BILL FOR AN ACT to amend the Indiana Code concerning military affairs.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-12-74-8 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 8. (a) As used in this section, "active duty"**
4 **means full-time service in the Indiana National Guard that exceeds**
5 **thirty (30) consecutive days in a calendar year.**

6 **(b) A person who:**

7 **(1) is called to active duty outside Indiana; and**

8 **(2) meets the requirements of subsection (c);**

9 **is entitled to an extension of time under subsection (d) to renew a**
10 **tuition scholarship awarded under section 7(a) of this chapter.**

11 **(c) A person must meet the following requirements to receive an**
12 **extension of time under subsection (b):**

13 **(1) On the date the person is called to active duty, the person**
14 **must be attending a state educational institution using a**
15 **tuition scholarship awarded under section 7(a) of this chapter.**

16 **(2) The person must provide proof of out-of-state active duty**
17 **by providing a copy of the person's:**

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- 1 (A) discharge; or
 2 (B) government movement orders;
 3 to the commission at the time the person applies for renewal
 4 of the tuition scholarship awarded under section 7(a) of this
 5 chapter.
 6 (3) Not later than one hundred eighty (180) days after the
 7 person's discharge or release from active duty, the person
 8 must resume the course of study in which the person was
 9 enrolled when the person was called to active duty.
 10 (d) The extension of time under subsection (b) is equal to the
 11 period the person was in active duty status. However, the
 12 maximum number of semesters a person may renew a tuition
 13 scholarship awarded under section 7(a) of this chapter may not
 14 exceed the number specified by section 7(b) of this chapter.
 15 (e) A person who, at the time the person was called to active
 16 duty:
 17 (1) met the eligibility criteria established by:
 18 (A) this chapter; and
 19 (B) the commission; and
 20 (2) had received a tuition scholarship under section 7(a) of
 21 this chapter;
 22 may use the extension of time under subsection (b) to renew the
 23 tuition scholarship without meeting the requirements described in
 24 sections 2(1) and 3(4) of this chapter.
 25 (f) This section may not be construed as a restriction or
 26 limitation on any of the rights, benefits, and protections granted to
 27 a member of the Indiana National Guard under federal law.
 28 SECTION 2. [EFFECTIVE UPON PASSAGE] IC 20-12-74-8, as
 29 added by this act, applies to all persons who have been called to
 30 full-time service in the Indiana National Guard after September
 31 11, 2001.
 32 SECTION 3. An emergency is declared for this act.

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